

MEETINGS TO DATE 15  
NO. OF REGULARS 9  
NO. OF SPECIALS 6

LANCASTER, NEW YORK  
MAY 21, 1990

A joint meeting of the Town Board and the Planning Board of the Town of Lancaster, New York, was held at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York on the 21th day of May 1990, at 7:00 P.M. and there were

PRESENT: STANLEY JAY KEYSA, SUPERVISOR  
RONALD A. CZAPLA, COUNCILMAN  
ROBERT H. GIZA, COUNCILMAN  
DONALD E. KWAK, COUNCILMAN  
JOHN T. MILLER, COUNCILMAN  
GEORGE E. O'NEIL, PLANNING BOARD MEMBER  
MELVIN H. SZYMANSKI, PLANNING BOARD MEMBER  
JOHNSTON N. REID, JR., PLANNING BOARD MEMBER

ABSENT: DONNA G. STEPNIAK, PLANNING BOARD CHAIRMAN  
JOHN P. GOBER, PLANNING BOARD MEMBER  
MILDRED WHITTAKER, PLANNING BOARD MEMBER  
ANTHONY FRANJOINE, PLANNING BOARD MEMBER

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK  
NICHOLAS LO CICERO, DEP. TOWN ATTORNEY  
ROBERT L. LANEY, BUILDING INSPECTOR

**PURPOSE OF MEETING:**

This joint meeting of the Town Board and Planning Board of the Town of Lancaster was held for the purpose of acting as a Municipal Review Committee for a State Environmental Quality Review of two actions.

**IN THE MATTER OF THE SEQR REVIEW OF THE  
PROPOSED WEST WARNER ESTATES SUBDIVISION**

The joint boards proceeded with the short Environmental Assessment Form on the proposed West Warner Estates Subdivision matter with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form, entitled "Part II Environmental Assessment", which was provided to each member.

The review committee took no final action on this matter.

Upon motion duly made, seconded and carried the Review Committee tabled the decision on this matter and referred it back to the developer for re-submission to the Review Committee with further information on the following review item:

Item No. C.1. Petitioner's engineer must certify drainage calculations as to capacity of detention basin.

Item No. C.2. The proposed action is located within an archaeologically sensitive area. Developer must submit clearance letter.

IN THE MATTER OF THE SEQP REVIEW OF THE  
PROPOSED MCQUIRE GROUP REZONE PETITION

The joint boards proceeded with the short Environmental Assessment Form on the proposed McQuire Group Rezone Petition matter with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form, entitled "Part II Environmental Assessment", which was provided to each member.

The review committee took no final action on this matter.

Upon motion duly made, seconded and carried the Review Committee tabled the decision on this matter and referred it back to the developer for re-submission to the Review Committee with further information on the following review item:

Item No. C.2. The proposed action is located within an archaeologically sensitive area. Developer must submit clearance letter.

ON MOTION DULY MADE, SECONDED AND CARRIED, by voice vote, the joint meeting was adjourned at 7:45 P.M.

May 21, 1990

Signed Robert P. Thill  
Robert P. Thill, Town Clerk

32X1

MEETINGS TO DATE 16  
NO. OF REGULARS 10  
NO. OF SPECIALS 06

LANCASTER, NEW YORK  
MAY 21, 1990

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 21st day of May 1990 at 8:00 P.M. and there were

PRESENT: RONALD A. CZAPLA, COUNCILMAN  
ROBERT H. GIZA, COUNCILMAN  
DONALD E. KWAK, COUNCILMAN  
JOHN T. MILLER, COUNCILMAN  
STANLEY JAY KEYSA, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK  
BRUCE SHEARER, TOWN ENGINEER  
RICHARD SHERWOOD, TOWN ATTORNEY  
NICHOLAS LO CICERO, DEPUTY TOWN ATTORNEY  
ROBERT L. LANEY, BUILDING INSPECTOR  
THOMAS E. FOWLER, CHIEF OF POLICE  
VIRGIL PAUL, HIGHWAY SUPERINTENDENT

PUBLIC HEARING SCHEDULED FOR 8:10 P.M.:

At 8:10 P.M., the Town Board held a Public Hearing to hear all interested persons upon the proposed deletion, in its entirety, of Section 16 (A) (B) (C) (D) Auxiliary Housing Units, of Chapter 50 of the Code of the Town of Lancaster, County of Erie, State of New York.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

QUESTIONS

James Guenther

ADDRESS

562 Pavement Road

ON MOTION BY COUNCILMAN GIZA, AND SECONDED BY COUNCILMAN CZAPLA AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:20 P.M.

The Supervisor informed those present that the Town Board would reserve decision on this matter.

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PUBLIC HEARING SCHEDULED FOR 8:30 P.M.:

At 8:30 P.M., the Town Board held a Public Hearing to hear all interested persons upon the use of Federal Community Development Funds in the Town of Lancaster for the years 1990-1991.

Affidavits of Publication and Posting of a Notice of Public Hearing were presented and ordered placed on file.

SUGGESTED USES

NONE

COMMENTS

NONE

QUESTIONS

NONE

ON MOTION BY COUNCILMAN MILLER, AND SECONDED BY COUNCILMAN KWAK AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:35 P.M.

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THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER, TO WIT:

RESOLVED, that the minutes from the Regular Meeting of the Town  
Board held on May 7, 1990 and the Joint Meeting of the Town Board and the  
Planning Board held on May 7, 1990, as presented by the Town Clerk, be and  
hereby are approved.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

May 21, 1990

File: R.MIN (P2)

25 X1

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, the Town Line Volunteer Fire Department, Inc. has requested  
the confirmation of one new member duly elected to the membership of the Town  
Line Volunteer Fire Department, Inc.,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby  
confirms the addition to the membership of the Town Line Volunteer Fire  
Department, Inc. of the following individual:

ADDITION

Charles Contrino  
2025 Town Line Road  
Alden, New York 14004

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

May 21, 1990

File: R.FIRE (P4)

15 X

32X

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, Donato Developers, 1025 French Road, Cheektowaga, New York 14227, has petitioned the Town Board of the Town of Lancaster for the rezone of certain property located on the northeast corner of Broadway and Steinfeldt Road in the said Town from an RCO- Residential Commercial Office District to a GB General Business District, and

WHEREAS, this Petition was referred to the Planning Board of the Town of Lancaster for review and recommendation, and

WHEREAS, a Public Hearing on this petition for the proposed rezone was held by the Town Board of the Town of Lancaster on the 7th day of May, 1990, pursuant to public notice duly published and posted; and

WHEREAS, full opportunity to be heard was given to all parties in interest, and

WHEREAS, a review of the petition and report of the Planning Board, Planning Consultant and Erie County Department of Planning and the evidence adduced at the said Public Hearing, Chapter 50-Zoning of the Code of the Town of Lancaster, and the Zoning Map of the said Town, reveals the following facts:

1. That the proposed rezone of subject premises as a GB-General Business District Use is to a use which is not presently provided for the 300+ feet of the subject premises.
2. The Zoning Ordinance of the Town of Lancaster was adopted by the Town Board of the Town of Lancaster on May 15, 1989, and published in the official newspaper of the Town of Lancaster on November 2, 1989.
3. That the area in which the development is located has R1-Residential District One use directly north of it and RCO-Residential-Commercial-Office Use directly south, west and east of it.

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4. That the Petitioner is on notice, by virtue of the Zoning Ordinance being a public record, that there are areas designated in the Zoning Ordinance and Zoning Map, which are presently zoned to accommodate the Petitioner's proposed use.
5. That the present zoning RCO-Residential-Commercial-Office, permits office buildings, banks, funeral parlors, dance studios, nursing homes and two-family homes, among other uses, which give the petitioner sufficient use of his property.

and

WHEREAS, the denial of this petition for rezone will not deny the reasonable use of the real property to the owner thereof, and

WHEREAS, such development is inconsistent with the surrounding neighborhood and would be incompatible with the general welfare of the surrounding community, and

WHEREAS, the proposed reclassification does not fulfill a community need, and

WHEREAS, the proposed rezoning to GB-General Business would open the premises to less desirable uses found in permitted uses for GB-General Business, as opposed to those presently allowed under the RCO - Residential-Commercial- Office District, and

WHEREAS, the present zoning RCO-Residential-Commercial-Office gives the petitioner many uses, including office building, bank, dance studio and multi-family uses which more than adequately gives petitioner reasonable use of his property;

NOW, THEREFORE, BE IT

RESOLVED, that upon the testimony and evidence presented at the Public Hearing and based on the foregoing findings, the petition of DONATO DEVELOPERS, INC., be and hereby is denied.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

MAY 21, 1990

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AT THE REQUEST OF COUNCILMAN KWAK \_\_\_\_\_ APPROVE SITE PLAN - WAL-CEM  
REALTY - RESOLUTION # 4 - WAS TABLED FOR FURTHER STUDY.

115 X

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THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER , TO WIT:

WHEREAS, EDWARD G. BAUMLER, d/b/a O & B TV, INC., has transmitted a site plan for the construction of a steel building for operation of a television and video repair service center, located at 5395 Genesee Street, Lancaster, New York, as prepared by Jeffrey P. Zack, P.E., and dated November 21, 1989, and

WHEREAS, the Town Board has caused a review of the aforementioned site plan, and

WHEREAS, the Planning Board of the Town of Lancaster has approved the site plan,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves the site plan submitted by EDWARD G. BAUMLER, as prepared by Jeffrey P. Zack, P.E., dated November 21, 1989, and approved by the Planning Board on May 16, 1990, for construction of a steel building for operation of a television and video repair service center.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

May 21, 1990

15 X

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THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN MILLER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT;

WHEREAS, William Holcomb and the Town Attorney's Office have negotiated a three-year agreement with the Town of Lancaster Highway Department Local 815, Civil Service Employees' Association, Inc., and

WHEREAS, the Town Board of the Town of Lancaster desires to implement the terms of the contract as negotiated,

NOW, THEREFORE, BE IT

RESOLVED, that the Agreement by and between the Town of Lancaster and the Town of Lancaster Highway Department Local 815, Civil Service Employees' Association, Inc., for the period of January 1, 1990 to December 31, 1992, be and is hereby ratified by the Town Board of the Town of Lancaster and the Supervisor is hereby authorized and directed to execute said Agreement on behalf of the Town of Lancaster, and that all parties concerned be extended the thanks of the Town Board for the spirit in which this Agreement was consummated.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

May 21, 1990

32X1

AT THE REQUEST OF COUNCILMAN GIZA, PREFILED RESOLUTION NO. 7 - GIZA \_\_\_\_\_  
AUTHORIZED LEASE/MANAGEMENT AGREEMENT - E.C.W.A. - WAS WITHDRAWN FOR  
FURTHER STUDY.

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER , TO WIT:

WHEREAS, on April 23, 1990, a bond resolution was adopted amending a bond resolution which was adopted on March 5, 1990 authorizing reconstruction of wading pools at Keysa and Meadow Lea Parks, and

WHEREAS, the amended bond resolution increased the required down payment of current funds specified in the original bond resolution from \$6,950 to \$8,750, and

WHEREAS, said funds are currently in General Fund account "A1990.4, Special Items - Contingent", from which it is improper to directly expend funds,

WHEREAS, it is necessary to transfer these funds from the aforementioned account to the proper account in the budget from which they are to be expended,

NOW, THEREFORE, BE IT

RESOLVED, that the following line item transfer to the 1990 Adopted Budget is hereby approved:

<u>TRANSFER FROM:</u>	<u>Amount</u>
A1990.4 Special Items, Contingent	\$1,800

<u>TRANSFER TO:</u>
A9950.9 Interfund Transfers, Transfer to Capital Projects Fund 1,800

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

May 21, 1990

Filename: BUDXFER052190

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to make certain amendments to the Town Ordinance entitled, "VEHICLE AND TRAFFIC ORDINANCE OF THE TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK, DESIGNATED AS CHAPTER 46 OF THE CODE OF THE TOWN OF LANCASTER",

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 130 of the Town Law of the State of New York, a public hearing on a proposed amendment to the Vehicle & Traffic Ordinance, Chapter 46 of the Code of the Town of Lancaster, County of Erie and State of New York, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 4th day of June, 1990, at 9:30 o'clock P.M., Local Time, and that Notice of the Time and Place of such hearing be published on or before May 24, 1990, in the Lancaster Bee, the Official Newspaper, being a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

May 21, 1990

32X1

**LEGAL NOTICE  
PUBLIC HEARING  
TOWN OF LANCASTER**

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 21st day of May, 1990, the said Town Board will hold a Public Hearing on the 4th day of June, 1990, at 9:30 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all persons upon the following amendment to the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated as Chapter 46 of the Code of said Town:

**CHAPTER 46**

**ARTICLE IX - Speed Regulations.**

**§46-9, Maximum Speed Limits**

.....

- C. "A speed limit of forty-five (45) miles per hour shall be posted on the following designated highways" is hereby amended by adding thereto, the following:

.....

- (12) Westwood Road, for eastbound and westbound traffic from Pavement Road easterly to intersection of Westwood Road and Town Line Road "

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE  
TOWN OF LANCASTER

BY: ROBERT P. THILL  
Town Clerk

May 21, 1990

FILE: R.VEH..TR.AMDMT.HEAR.

25 X

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, LANCASTERSHIRE, INC., 8600 Roll Road, Clarence Center, New York, the contract vendee of a parcel of land on the west side of the Lancaster Country Club on the south side of Broadway, in the Town of Lancaster, has petitioned the Town Board of the Town of Lancaster for the rezone of said property from an AR - Agricultural and Residential District to an MFR-4 Multi-Family District Four, and

WHEREAS, the petition has been referred to the Planning Board of the Town of Lancaster for its recommendation and report,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Sections 130 and 265 of the Town Law of the State of New York, a Public Hearing on the proposed rezone will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 4th day June, 1990, at 8:10 o'clock P.M., Local Time, and that Notice of the time and place of such hearing be published in the Lancaster Bee, a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, and that a Notice of such Hearing be referred to the Erie County Department of Planning, pursuant to §239(m) of the General Municipal Law, which Notice shall be in form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

May 21, 1990

32X1



LEGAL NOTICE  
PUBLIC HEARING  
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 21st day of May , 1990, the said Town Board will hold a Public Hearing on the 4th day of June , 1990, at 8:10 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the following proposed amendment to the Zoning Ordinance and Zoning Map of the Town of Lancaster, rezoning the following described real property located on the west side of the Lancaster Country Club on the south side of Broadway in said Town, from an AR-Agricultural Residential District to an MFR-4 Multi-family Residential District Four:

PARCEL "A":

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Lancaster, County of Erie and State of New York, being part of Lot Number nine (9), Section four (4), Township eleven (11), Range six (6) of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at a point in the center of the highway known as Broadway or the Main Road, four hundred twenty-four and sixty-four hundredths (424.64) feet west of the intersection of said center line of said Broadway with the east line of said Lot Number nine (9); thence southerly parallel to said east line of said lot, two hundred twenty-five (225) feet to a stake; thence westerly parallel with said center line of Broadway seventy-five (75) feet to a stake; thence northerly parallel with said east line of said Lot Number nine (9), two hundred twenty-five (225) feet to the center line of said line of Broadway; thence easterly along the center line of said Broadway, seventy-five (75) feet to the place of beginning.

PARCEL "B":

ALSO, ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Lancaster, County of Erie and State of New York, being part of Lot Number nine (9), Section four (4), Township eleven (11), Range six (6) of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at a point in the east line of Lot Number nine (9), distant three hundred fifty (350) feet south of the intersection of said east line with the center line of Broadway; running thence southerly along the east line of Lot Number nine (9), one hundred fifty (150) feet to the northeast corner of lands conveyed to Cayuga Heights Holding Corporation by deed recorded in the Erie County Clerk's Office in Liber 1865 of Deeds at page 346; running thence northwesterly along the northeasterly line of said lands six hundred eighty-two and fourteen hundredths (682.14) feet to the northwest corner of said lands conveyed to Cayuga Heights Holding Corporation, said point being in the westerly line of lands conveyed to Eugene I. Mang by deed recorded in the Erie County clerk's Office in Liber 1131 of Deeds at page 114; running thence northerly along said westerly line two hundred (200) feet to a point; thence running easterly at an interior angle of 76° 59'45" one hundred eighty-three and fifteen hundredths (183.15) feet to a point; running thence northerly parallel with the westerly line of said lands conveyed to Mang, seventy-five (75) feet to a point; running thence southeasterly parallel with the center line of Broadway, three hundred twenty-four and sixty-four hundredths (324.64) feet to a point; running thence southerly parallel with the east line of Lot Number nine (9), one hundred twenty-five (125) feet to a point; running thence easterly parallel with the center line of Broadway one hundred seventy-five (175) feet to the point or place of beginning;

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PARCEL C:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Lancaster, County of Erie and State of New York, being part of Lot nine (9), Section four (4), Township eleven (11), Range six (6) of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at the northwest corner of lands conveyed by Liber of Deeds 1865 at page 346 at a point 456.3 feet south of the south line of Route 20 (Broadway), as reconstructed, being a 100.0 wide roadway; thence south on the west line of the above mentioned deed a distance of 458.7 feet to a point; thence northeast at an interior angle of  $46^{\circ}35'20''$  a distance of 536.5 feet to the north line of Liber of Deeds 1865 at page 346; thence westerly on the north line of the above mentioned deed at an interior angle of  $56^{\circ}24'55''$  a distance of 400.0 feet to the point of beginning, containing 2.052 acres of land more or less.

and

PARCEL D:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Lancaster, County of Erie and State of New York being part of Lot No. 9, Section 4, Township 11, Range 6 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at a point in the west line of Lot No. 9, distant four hundred thirty-three and three tenths (433.3) feet south of the south line of Broadway (formerly Cayuga Creek Road); thence southerly and along the west line of Lot No. 9 a distance of two thousand nine hundred-forty six and seventy-four hundredths (2946.74) feet to a point being the intersection of said west line of Lot No. 9 with the north line of the Buffalo Creek Reservation; thence easterly along the north line of the Buffalo Creek Reservation a distance of six hundred seventy-six and fifteen hundredths (676.15) feet to a point; thence northerly parallel to the east line of Lot No. 9 and along the easterly line of lands conveyed to Leo M. Mang, John N., Mang, Paul E. Mang, Joseph F. Mang and Agnes B. Mang, as joint tenants by deed dated December 9, 1955 and recorded in the Erie County Clerk's Office in liber 6389 of Deeds at page 223 a distance of two thousand nine hundred seventy-four and twenty-five hundredths (2974.25) feet to a point in the said line located three hundred (300) feet southerly from the center line of Broadway; thence westerly at an interior angle of  $103^{\circ}00'15''$  and along a line parallel to and distant three hundred (300) feet south of the center line of Broadway a distance of three hundred seven and nine tenths (307.9) feet to a point; thence south ninety-five and thirty-five hundredths (95.35) feet to a point located three hundred fifty (350) feet south of the south line of Broadway; thence at an interior angle of  $90^{\circ}$  a distance of three hundred seventy and twenty-three hundredths (370.23) feet to the point or place of beginning.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE  
TOWN OF LANCASTER

BY: ROBERT P. THILL  
Town Clerk

Dated: May 21, 1990

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER , TO WIT:

WHEREAS, the Town of Lancaster has heretofore established a joint  
Social Work/Counselor Program with the Lancaster Central School District and  
desires to continue this program, and,

WHEREAS, the Town Board has received assurance of participation in  
State funding by the Division for Youth of the State of New York and the  
Lancaster Central School District,

NOW, THEREFORE, BE IT  
RESOLVED, as follows:

1. That the Town Board of the Town of Lancaster hereby agrees to  
continue a joint program for a Social Work/Counselor to work in the Town of  
Lancaster with Lancaster Central School children in response to a demonstrated  
need for such services in order to reduce juvenile delinquency, enhance  
educational and and social opportunities for youth of the Town of Lancaster  
and to reduce the impact of drug use, truancy, vandalism and juvenile  
pregnancy, and otherwise reduce the impact of social pressures upon  
single-parent youth, for the period commencing July 1, 1990 and ending  
June 30, 1991, and

2. That funding for the program, at a total annual cost of  
approximately \$30,350.00 will be provided at 50% of direct salary from the  
State Division of Youth, 25% of direct salary and contractual expenses, plus  
one-half contractual expenses and fringe benefit costs, from the Town of  
Lancaster, to be drawn from the General Fund Account "School Social  
Work/Counselor Program", and 25% of direct salary plus one-half contractual  
expenses and fringe benefit costs, from the Lancaster Central School District,  
and

3. That the Supervisor be and hereby is authorized and directed  
to sign an Agreement to renew said program, said Agreement to be drawn by the  
Town Attorney, providing for participation in said program by the Town of  
Lancaster, the Division for Youth of the State of New York, and the Lancaster  
Central School District.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYS VOTED YES

The resolution was thereupon unanimously adopted.

May 21, 1990

File: R-STATE-YTH (P7)

32x1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, WHOLESALE TRANSMISSIONS has transmitted a site plan for the construction of an addition to its existing building located at 4238 Walden Avenue, Lancaster, New York, as prepared by Advanced Building Systems, and dated April 3, 1990, and

WHEREAS, the Town Board has caused a review of the aforementioned site plan, and

WHEREAS, the Planning Board of the Town of Lancaster has approved the site plan,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves the site plan submitted by WHOLESALE TRANSMISSIONS, as prepared by Advanced Building Systems, dated April 3, 1990, and approved by the Planning Board on May 16, 1990, for the construction of an addition to its existing building located at 4238 Walden Avenue, Lancaster, New York.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

May 21, 1990

25 X

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, the Twin District Volunteer Fire Co., Inc., by letter dated May 14, 1990, has requested confirmation of one (1) new member, by virtue of graduation from the Junior Firefighters Program to the ranks of Senior Firefighter, upon his eighteenth birthday, to the membership of the Twin District Volunteer Fire Co., Inc., and the deletion of one (1) member from the membership rolls of the Twin District Volunteer Fire Co., Inc.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirms the membership of Thomas E. Bulera, 594 Lake Avenue, Lancaster, New York 14086 in the Twin District Volunteer Fire Co., Inc. and the deletion of Carl P. Kirshgessner, 4845 Transit Road, Depew, New York 14043, from the membership rolls of the Twin District Volunteer Fire Co., Inc.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYS	VOTED	YES

The resolution was thereupon unanimously adopted.

May 21, 1990

FILE: R.FIRE (P2)

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER , TO WIT :

WHEREAS, **ADVANCED THERMAL SYSTEMS** has transmitted a site plan for an addition to its existing building located at 15 Enterprise Drive, Lancaster, New York, as prepared by F.J. Wailand Associates, Inc., and dated April 13, 1990, and

WHEREAS, the Town Board has caused a review of the aforementioned site plan, and

WHEREAS, the Planning Board of the Town of Lancaster has approved the site plan,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves the site plan submitted by **ADVANCED THERMAL SYSTEMS**, as prepared by F.J. Wailand Associates, Inc., dated April 13, 1990, and approved by the Planning Board on May 16, 1990, for an addition to its existing building located at 15 Enterprise Drive, Lancaster, New York.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

May 21, 1990

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN MILLER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

WHEREAS, the Highway Superintendent of the Town of Lancaster, by letter dated May 14, 1990, has recommended the employment of a college student for summer employment in the Highway Department of the Town of Lancaster, and

WHEREAS, the Highway Superintendent has allocated funds from the Highway Budget for that purpose,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Highway Superintendent be and is hereby authorized to employ the following college student beginning June 4, 1990 and ending September 1, 1990, in the Highway Department of the Town of Lancaster, on a temporary basis at an hourly rate of \$5.00 per hour, conditioned upon certification by the Highway Superintendent that the individual is over the age of 18 years, is duly enrolled in a course of higher education at the college level and will be returning to school to pursue said education at the end of the summer season:

Domenic Berardi - 59 Fox Hunt Road, Lancaster, New York

and,

2. That the Town Clerk be and is hereby directed to forward a copy of this resolution to the Highway Superintendent.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

May 21, 1990

File: R-SUMR-YTH (P6)

15 X 1

32 X 1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, GUNNVILLE ENERGY SYSTEMS, INC., has transmitted a site plan for a Gas Recovery System located at the former Lancaster Sanitary Landfill Facility on Gunnville Road, in the Town of Lancaster, New York, as prepared by Wehran Engineering, Consulting Engineers, and dated October 30, 1989, and

WHEREAS, the Town Board has caused a review of the aforementioned site plan, and

WHEREAS, the Planning Board of the Town of Lancaster has approved the site plan,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves the site plan submitted by Gunnville Energy Systems, Inc., as prepared by Wehran Engineering, Consulting Engineers, dated October 30, 1989, and approved by the Planning Board on May 16, 1990, for Gas Recovery Facility at the former Lancaster Sanitary Landfill located on Gunnville Road in the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYS	VOTED	YES

The resolution was thereupon unanimously adopted.

May 21, 1990

32X1



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

WHEREAS, the services of the Election Inspectors of the Town of  
Lancaster will be needed for conducting the election process of the Town of  
Lancaster during the year 1990,

NOW, THEREFORE, BE IT

RESOLVED, that during the year 1990, the Election Inspectors of the  
Town of Lancaster be paid as follows:

General Primary Day	(polls open 15 hours) - \$78.75 each
Registration Days	(polls open 10 hours) - \$52.50 each
Election Day	(polls open 15 hours) - \$78.75 each
Election Inspectors' Training School	
Attendance	- \$15.75 each

and,

BE IT FURTHER

RESOLVED, that the Chairman of the Inspectors at each Polling Place  
be paid an additional \$21.00 for Primary Days and Election Day.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

May 21, 1990

File: R.E.NSP.SA (P1)

15 X

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER , TO WIT:

WHEREAS, ADRIAN J. ANDRUSZ, 6 Wainwright Court, Williamsville, New York, the owner of a parcel of land on the southeast corner of North Maple Drive and Wehrle Drive, in the Town of Lancaster, has petitioned the Town Board of the Town of Lancaster for the rezone of said property from an R-1 Residential District One to an RCO-Residential Commercial Office District, MFR-3 Multi-family District Three, leaving a portion of said property as an R-1 Residential District One, and

WHEREAS, the petition has been referred to the Planning Board of the Town of Lancaster for its recommendation and report,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Sections 130 and 265 of the Town Law of the State of New York, a Public Hearing on the proposed rezone will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 4th day of June, 1990, at 9:00 o'clock P.M., Local Time, and that Notice of the time and place of such hearing be published in the Lancaster Bee, a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, and that a Notice of such Hearing be referred to the Erie County Department of Planning, pursuant to §239(m) of the General Municipal Law, and a Notice shall be furnished to the Town of Clarence, which Notice shall be in form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

May 21, 1990

25 X1

32 X1

LEGAL NOTICE  
PUBLIC HEARING  
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 21st day of May, 1990, the said Town Board will hold a Public Hearing on the 4th day of June, 1990, at 9:00 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the following proposed amendment to the Zoning Ordinance and Zoning Map of the Town of Lancaster, rezoning the following described real property located at the southeast corner of the intersection of North Maple Drive and Wehrle Drive, from an R-1 Residential District One to an RCO-Residential Commercial Office District, an MFR-3 Multi-family District 3, and a portion to remain an R1-Residential District:

**R1-RESIDENTIAL DISTRICT ONE to RCO-RESIDENTIAL COMMERCIAL OFFICE:**

ALL THAT TRACT OR PARCEL OF LAND, situated in the Town of Lancaster, County of Erie and State of New York, and being part of Lot Nos. 8 and 10, Section 12, Township 11, Range 6 of the Holland Land Company's Survey, being further described as follows:

BEGINNING at the intersection of the centerlines of North Maple Road, 49.5 feet in width, and Wehrle Drive, said centerline of Wehrle Drive also being the north line of Lot No. 10, Section 12;

THENCE, South 00°-05'-00" West, along the centerline of North Maple Road, 24.75 feet;

THENCE South 89°-06'-06" East, 24.75 feet more or less to the int of the easterly line of North Maple Road and the southerly line of Wehrle Drive, at the true point of beginning;

THENCE, Easterly along the southerly line of Wehrle Drive to the westerly line of lands conveyed by Liber 6581 of Deeds at Page 425;

THENCE, Southerly along the westerly line of lands conveyed by Liber 6581 of Deeds at Page 425, to a point intersected by a line drawn parallel with the Southerly line of Wehrle Drive, and 280 feet therefrom, measured at right angles;

THENCE, Westerly, parallel with the south line of Wehrle Drive, and 280 feet therefrom, to the easterly line of North Maple Road;

THENCE, Northerly along the easterly line of North Maple Road, to the southerly line of Wehrle Drive at the true point of beginning, containing 5.52 acres more or less.

**R1-RESIDENTIAL DISTRICT ONE to MFR-3 MULTI-FAMILY DISTRICT THREE**

ALL THAT TRACT OR PARCEL OF LAND, situated in the Town of Lancaster, County of Erie and State of New York, and being part of Lot No. 8, Section 12, Township 11, Range 6 of the Holland Land Company's Survey, being further described as follows:

25 X

32 X

BEGINNING at intersection of the centerlines of North Maple Road, 49.5 feet in width, and Wehrle Drive, said centerline of Wehrle Drive also being the north line of Lot No. 10, Section 12;

THENCE, South 89°-06'-06" East, along the north line of Lot Nos. 1 890.87 feet;

THENCE, South 00°-05'-00" West, along the westerly line of lands conveyed by Liber 6581 of deeds at Page 425 and Liber 7184 of Deeds at Page 128, 870.42 feet to the true point of beginning;

THENCE, South 88°-44'-27" East, 778.08 feet;

THENCE, South 00°-29'-11" East, 805.30 feet;

THENCE, North 88°-58'-49" West, 805.83 feet;

THENCE, North 00°-05'-00" East, 470.57 feet to the southeast corner of lands formerly conveyed to Alice Kelsey by Liber 1572 of Deeds at Page 495;

THENCE, Easterly along the south line of lands formerly conveyed to Kelsey by Liber 1572 of Deeds at Page 495 extended easterly, to a point intersected by a line which is the southerly extension of the westerly line of lands conveyed by Liber 6581 of Deeds at Page 425, and Liber 7184 of Deeds at Page 128;

THENCE, Northerly along the southerly extension of the westerly line of lands conveyed by Liber 6581 of Deeds at page 425 and Liber 7185 of Deeds at Page 128, to the true point of beginning containing 14.64 acres more or less.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE  
TOWN OF LANCASTER

BY: ROBERT P. THILL  
Town Clerk

Dated: May 21, 1990

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
CZAPLA, TO WIT;

RESOLVED, that the following individuals be and are hereby appointed  
members of the Town of Lancaster Youth Board for the period June 1, 1990 to  
May 31, 1992.

Carol Faulhaber  
25 Brunck Road  
Lancaster, New York

Rebecca Waite  
16 W. Home Road  
Bowmansville, New York

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

May 21, 1990

File: R.BD.MEMBERS (P6)

25 X

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN MILLER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

WHEREAS, Fischione Construction Company, Inc. has constructed a house at 15 Hidden Trail pursuant to a Building Permit issued by the Town of Lancaster, and

WHEREAS, it has now come to the attention of the Town that the house encroaches approximately one foot (1') into the side yard drainage easement, which is 15 feet (15') in width from the lot line of the premises, and

WHEREAS, the builder has requested the Town to declare that the Town will not enforce the removal of the residence as a result of the aforementioned encroachment,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor of the Town of Lancaster to execute a "Letter Agreement" which states that the Town will not cause the enforced removal of the building at 15 Hidden Trail.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

June 1, 1990

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has advertised for bids for carpet for the Police and Court Building at the Town Center at 525 Pavement Road, Lancaster, New York, and

WHEREAS, the Town Board, after review of the bids, has determined that it is in the best interests of the Town to reject the bids and cause a rebid of the carpet and installation of same at the Police and Court Building, 525 Pavement Road, Lancaster, New York;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Bids received on May 17, 1990 for furnishing and installation of carpeting at the Town of Lancaster Police and Court Building at 525 Pavement Road, be and hereby are rejected;

2. That Notice to Bidders, in form attached hereto and made a part hereof, be published in the Lancaster Bee, and be posted according to Law, that the Town will receive bids up to 10:30 o'clock A.M., Local Time at the Town Hall, 21 Central Avenue, Lancaster, on June 1st, 1990, for the furnishing and installation of carpeting in the Police and Court Building at 525 Pavement Road, Lancaster, New York, in accordance with specifications on file in the office of the Town Clerk.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

May 21, 1990

25 X1

32X1

**LEGAL NOTICE  
TOWN OF LANCASTER  
NOTICE TO BIDDERS**

NOTICE IS HEREBY GIVEN, that sealed bids and or proposals will be received by the Town Board of the Town of Lancaster, Erie County, New York, at the Town Hall, 21 Central Avenue, Lancaster, New York, up to 10:30 o'clock A.M., Local Time, on Friday, June 1, 1990, for the furnishing and installation of new carpeting in the Police and Court Building, 525 Pavement Road, Lancaster, New York, in accordance with specifications on file in the Town Clerk's Office, 21 Central Avenue, Lancaster, New York 14086.

A certified check or bid bond in an amount representing five (5%) of the "Gross Bid", payable to the Supervisor of the Town of Lancaster, and a non-collusive Bidding Certificate must accompany each bid.

The Town reserves the right to reject any or all bids and to waive any informalities.

**TOWN BOARD OF THE  
TOWN OF LANCASTER**

By: **ROBERT P. THILL**  
TOWN CLERK

May 21, 1990

25 X

32X1



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby  
ordered paid from their respective accounts:

Claim No. 13560 to Claim No. 13759 Inclusive.

Total amount hereby authorized to be paid:

\$370,543.39

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

May 21, 1990

File: R.CLAIMS

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER, TO WIT:

RESOLVED, that the following Building Permit Applications be and  
are hereby approved and the issuance of these Building Permits be and are  
hereby authorized:

**CODES:**

- (T) = Tree Planting Fee tendered to the Town of Lancaster pursuant to  
the provisions of Chapter 30-26 of the Code of the Town of Lancaster.
- (SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town  
Lancaster.
- (CSW) = Conditional sidewalk waiver.

NO.	CODE	NAME	ADDRESS	STRUCTURE
221	(SW)	LFG Energies	Gunville Rd	ER. STORAGE BLDG.
238		Majestic Pools	11 Shadyside Ln	ER. POOL
239		Kids Clothes	4725 Transit Rd	ER. SIGN
240		Brian Parker	556 Lake Ave	ER. GARAGE
241		Daniel Janis	28 Plumb Creek Trail	ER. SHED
242		Town of Lancaster	Meadow Lea Park	ALTER POOL, PUMP HOUSE
243		Town of Lancaster	Keysa Park	ER. PUMP HOUSE
244		Mark Voigt	1089 Ransom Rd	ER. POOL
245		Majestic Pools	19 Sugarbush Trail	ER. POOL
246		Ron Nemeth	49 Gale Dr	ER. DECK
247		Steve Schellhammer	5671 William St	ER. DECK
248		Richard Burch	5125 William St	ER. SHED
249	(T)	M.J. Peterson Const	1 Windsor Ridge Dr	ER. SIN. DWLG
250		Jerome Ellis	47 Gale Dr	ER. DECK
251	(T)	M/M Michael Janis	11 Robins Nest Ct	ER. SIN. DWLG
252		Tom Brych	36 Partridge Walk	EX. SIN. DWLG
253		Todd Anthony	22 Plumb Creek Trail	ER. FENCE
254		Edward Hejna	5198 William St	ER. DECK
255		Larry Schiavi	56 Running Brk Dr	ER. DECK
256		TABLED		
257		John W. Kicak	390 Central Ave	ER. GARAGE
258		Elizabeth Mancuso	18 Maple Dr	ER. DECK
259		Frank Paolini	217 Warner Rd	ER. SHED
260	(T)	Fischione Const	24 Hidden Trail	ER. SIN. DWLG

25X1

32X1

261	Benderson Develop	Transit & Wehrle	DEMOLISH POLE BARN
262	Joseph Thuman	218 Warner Rd	ER. DECK
263 (T)(SW)	All-Craft Inc.	241 Schwartz Rd	ER. SIN. DWLG
264	Florence Coyer	92 Stutzman Rd	ER. FENCE
265	George Rammer	6219 Genesee St	ER. GARAGE
266	M/M Robert Kaczmarek	2 Farmingdale Ct	ER. POOL, DECK
267	Mr. Demerest	1128 Townline Rd	ER. POLE BARN
268	Gary Boughton	55 Running Brk Dr	ER. DECK
269 (T)	Russell Nowakowski	550 Aurora St	ER. SIN. DWLG
270	Voss Enclosures	3 Rosehill Circle	ER. GLASS ENCL.
271	Theodore Lambert	526 Harris Hill Rd	ER. FENCE
272	James Pace	432 Lake Ave	ER. DECK
273	Todd Anthony	22 Plumb Creek Trail	ER. DECK
274	M/M Stellar	34 Gale Dr	ER. DECK
275 (T)	M.A. Tufillaro Blders	176 Enchanted Frst S	ER. SIN. DWLG
276 (T)	Stratford Homes, Inc.	67 Running Brk Dr	ER. SIN. DWLG
277	John Gelday	15 Deerpath Dr	ER. FENCE
278	Dave & Carol Byza	14 Nichter Rd	ER. DECK
279	William Vogel	63 Heritage Dr	ER. FENCE
280 (T)	Marrano Marc Equity	4 Spruceland Terr	ER. SIN. DWLG
281 (T)	Marrano Marc Equity	94 Pheasant Run	ER. SIN. DWLG
282 (T)	Walter Mikowski	112 Westwood Rd	ER. SIN. DWLG
283	TABLED		
284	Richard Ramsey	1284 Penora St	ER. POOL
285	Linda Rosser	17 Anna Dr	ER. POOL
286 (T)	Bob Evans Restaurant	6635 Transit Rd	ER. RESTAURANT

and,

BE IT FURTHER

RESOLVED, that Building Permit Application No. 221, for LFG Energies to erect a storage building on premises situate on Gunville Road, be and is hereby approved subject to the planting of trees as per agreement with the Building Inspector and,

BE IT FURTHER

RESOLVED, that Building Permit Application No. 256 for Wal-Cem Realty Corp, to erect steel office building and shed at 4025 Walden Avenue, be and is hereby tabled for further study, and

25 X

32 X

BE IT FURTHER

RESOLVED, that Building Permit Application No. 283 for Centennial Homes Inc., to erect a single dwelling at 9 Running Brook Drive, be and is hereby tabled for further study, and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance requirement for sidewalks, and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the condition that the Town of Lancaster, at any future date, has the right to order sidewalk installation at the expense of the property owner, and

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES N.B.1

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES N.B.1

The resolution was thereupon unanimously adopted.

N.B.1 Councilman Czapla and Supervisor Keysa voted yes on matters within the resolution excepting building permit application Number 249 to build a private dwelling within Windsor Ridge Subdivision. Both board members have in the past and continue in this resolution to disqualify themselves from any determination on matters related to Windsor Ridge Subdivision due to possible conflict of interest.

May 21, 1990

File: R.BLDG (P1-3)

25 X1

32 X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER , TO WIT:

WHEREAS, a Public Hearing was held on the 20th day of November, 1989, on the petition of CHESTNUT OAK DEVELOPMENT CORP., 1002 Chemical Bank Building, 69 Delaware Avenue, Buffalo, New York 14202, the owner of a parcel of land which is located on the west side of Bowen Road, south of Broadway in the Town of Lancaster, rezoning said property from an R1-Residential District One to an MFR-3 - Multi-family District Three, and

WHEREAS, a Notice of said Public Hearing has been duly published and posted, and

WHEREAS, the Planning Board of the Town of Lancaster has recommended the rezone of the hereinafter described parcel of real property, and

WHEREAS, in accordance with Section 239(m) of the General Municipal Law of the State of New York, the Erie County Department of Planning has reviewed such application for rezone and has no objection with respect thereto,

WHEREAS, the proponent has submitted a letter noted as Communication No. 544, advising the Town that he will address affirmatively the conditions mentioned by the Town Engineers in their letter dated April 20, 1990, this communication to be incorporated as a part of the conditions to be met by the developer in this rezone, and further incorporating the Town Engineer's letter dated May 18, 1990;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Zoning Ordinance and Zoning Map of the Town of Lancaster is hereby amended and changed so that the real property hereinafter described is changed from an R1-Residential District One to an MFR-3 - Multi-family District Three:

25 X

32 X

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Lancaster, County of Erie and State of New York, being part of Lot Number Three (3), Section Seven (7), Township Eleven (11), Range Six (6) of the Holland Land Company's Survey, Bounded and described as follows:

BEGINNING at a point in the center line of Bowen Road, said center line also being the easterly line of Lot Number Three (3), said point of beginning being three hundred (300) feet southerly from the center line of Broadway; running thence south and parallel with the center line of Bowen Road, a distance 487.68 feet to a point; thence S 85°17'49"W a distance of 1035.33 to a point; thence N 01° distance of 582.36 feet to a point thence S 89°07'12"E 346.4 feet a point; thence S 1°15'15"W a distance of 31.68 feet to a point; thence N 83°34'02"E a distance of 368.28 feet to a point; thence N 01°15'15"E a distance of 15 feet to a point; thence N 83°34'02" E distance of 120.92 feet to a point; thence south and parallel to the center line of Bowen Road a distance of 50 feet to a point; thence N 83°34'02" E a distance of 200 feet to the point of beginning.

2. That the rezone is conditioned as follows:

- (a) That the petitioner successfully complete the site plan review process as contained in the Lancaster Town Code;
- (b) That a building permit be applied for within six (6) months of the approval of the site plan by the Town Board, and
- (c) That development begin within one (1) year after the Town Board's approval.
- (d) That the developer adheres to the affirmative statements contained in his letter dated May 16, 1990.

If the above not complied with, the said approval shall be void and the zoning classification shall be as it was when the petition for amendment was filed.

3. That said Ordinance Amendment be added in the minutes of the meeting of the Town Board of the Town of Lancaster held on the 21st day of May, 1990;

4. That the Notice of adoption of the resolution shall not be published nor shall the zoning map be amended until the applicant has filed with the Town Clerk written consent to those conditions.

5. That Affidavits of Publication be filed with the Town Clerk;

6. That a certified copy of this resolution be furnished to the Erie County Department of Planning.

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The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

May 21, 1990

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**LEGAL NOTICE  
NOTICE OF ADOPTION  
AMENDMENT TO ZONING ORDINANCE  
TOWN OF LANCASTER**

The Zoning Ordinance of the Town of Lancaster is hereby amended and the Zoning Map of said Town is hereby changed so that the real property hereinafter described is changed from an R1-Residential District One to an MFR-3 - Multi-family Residential District 3:

**ALL THAT TRACT OR PARCEL OF LAND** situate in the Town of Lancaster, County of Erie and State of New York, being part of Lot Number Three (3), Section Seven (7), Township Eleven (11), Range Six (6) of the Holland Land Company's Survey, bounded and described as follows:

**BEGINNING** at a point in the center line of Bowen Road, said center line also being the easterly line of Lot Number Three (3) said point of beginning being three hundred (300) feet southerly from the center line of Broadway; running thence south and parallel with the center line of Bowen Road a distance of 487.68 feet to a point; thence S 85°17'49"W a distance of 1035.33 feet to a point; thence N 01°17'15" E a distance of 582.36 feet to a point; point; thence S 89°07'12"E 346.4 feet to a point; thence S 1°15'15"W a distance 31.68 feet to a point; thence N 83°34'02"E a distance of 368.28 to a point; thence N 01°15'15"E a distance of 15 feet to a point; thence N 83°34'02"E a distance of 120.92 feet to a point; thence south and parallel to the center line of Bowen Road a distance of 50 feet to a point; thence N 83°34'02"E a distance of 200 feet to the point of beginning.

This Rezone is conditioned on the Petitioner successfully completing the site plan review process contained in the Lancaster Town Code and further conditioned upon the following:

- that a building permit be applied for within six (6) months of the approval of the site plan by the Town Board, and
- that development begin within one (1) year after the Town Board's approval.
- that the developer adheres to the affirmative statements contained in his letter dated May 16, 1990.

If the above is not complied with, the said Approval shall be void and the zoning classification shall be as it was when the petition for amendment was filed.

May 21, 1990

STATE OF NEW YORK:  
COUNTY OF ERIE : ss:  
TOWN OF LANCASTER:

**THIS IS TO CERTIFY** that I, ROBERT P. THILL, Town Clerk and Registrar of Vital Statistics of the Town of Lancaster in the said County of Erie, have compared the foregoing copy of Legal Notice of Rezone with the Original Thereof filed in my office at Lancaster, New York, on the 21st day of May, 1990, and that the same is a true and correct copy of said original, and of the whole thereof.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of said Town this 21st day of May, 1990.

*Robert P. Thill*  
Town Clerk and Registrar of Vital Statistics

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Councilman Kwak requested a suspension of the necessary rule for immediate consideration of the following resolution -  
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER, TO WIT:

WHEREAS, DAVID BROWN, Director of Administration and Finance for the Town of Lancaster, by letter dated May 14, 1990, has requested permission to attend a day-long session sponsored by the New York State Division of Equalization and Assessment entitled "Understanding the Real Property Tax" in Batavia, New York on May 21, 1990,

NOW, THEREFORE, BE IT

RESOLVED, that DAVID BROWN, Director of Administration and Finance for the Town of Lancaster, be and is hereby authorized to attend the day-long session sponsored by the New York State Division of Equalization and Assessment entitled "Understanding the Real Property Tax" in Batavia, New York on May 21, 1990, and

BE IT FURTHER

RESOLVED, that expense reimbursement be and is hereby authorized for all ordinary expenses, and

BE IT FURTHER

RESOLVED, that said reimbursement will be made only upon submission of proper documentation and substantiation of expenses, including receipts, to the Accounting Department of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

May 21, 1990

File: R.SEM.MTGS (P1)

32X

STATUS REPORT ON UNFINISHED BUSINESS:

1. Detention Basin - Milton Drive  
On June 6, 1988, The Town Engineer was directed to expedite this project.
2. Dumping Permit - Walter Mikowski  
On March 14, 1990, this matter was referred to the Town Engineer and Building Inspector for review and recommendation.
3. Dumping Permit - New Creation Fellowship  
This matter is presently before the Town Board Drainage Committee for study.
4. Dumping Permit - Glenn Schilling  
On April 16, 1990, this matter was referred to the Town Engineer and Building Inspector for review and recommendation.
5. Public Improvement Permit Authorization - Deer Cross Subdivision (Donato)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	No	No	No
Pavement and Curbs	No	No	No
Storm Sewers	Yes	No	No
Street Lights	No	No	No
Sidewalks	No	n/a	n/a
Detention Basin	Yes	No	No
Floodway	No	No	No

6. Public Improvement Permit Authorization - Forestream Village Subdivision, Phase I (DiLapo)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	No
Sidewalks	Yes	n/a	n/a
Curbs	Yes	Yes	Yes
Floodway Grading	Yes	No	No

7. Public Improvement Permit Authorization - Forestream Village Subdivision, Phase II (DiLapo)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	No	No	No
Sidewalks	No	n/a	n/a
Floodway (S. Branch)	Yes	No	No
East Culvert (S. Branch)	Yes	Yes	Yes

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D.)8. Public Improvement Permit Authorization - Indian Pine Village Subdivision  
(Fischione Const., Inc.)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	Yes	No	No
Floodway	Yes	No	No

9. Public Improvement Permit Authorization - Lake Forest Subdivision (Dana Warman)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	No	No
Pavement and Curbs	Yes	No	No
Storm Sewers	Yes	No	No
Street Lights	No	No	No
Sidewalks	No	n/a	n/a
Detention Basin	Yes	No	No

10. Public Improvement Permit Authorization - The Meadows Subdivision  
(Giallanza)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	n/a	n/a	n/a

11. Public Improvement Permit Authorization - Pine Tree Farm, Phase I  
(Josela - East off Aurora Street)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline (Transmission)	Yes	Yes	Yes
Waterline (Hydrants)	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	No
Sidewalks	Yes	n/a	n/a
Detention Basin	Yes	No	No

12. Public Improvement Permit Authorization - Pine Tree Farm, Phase II  
(Josela - East off Aurora Street)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	No
Sidewalks	Yes	n/a	n/a
Detention Basin	n/a	n/a	n/a

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STATUS REPORT ON UNFINISHED BUSINESS CONT'D.:13. Public Improvement Permit Authorization - Pleasantview, Phase I  
(Stephens)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	No	No
Pavement	Yes	No	No
Curbs	Yes	No	No
Storm Sewers	Yes	No	No
Street Lights	No	No	No
Sidewalks	No	n/a	n/a
Detention Basin	Yes	No	No

14. Public Improvement Permit Authorization - Plumb Estates (Galasso)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	Yes	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	Yes	No	No

15. Public Improvement Permit Authorization - Southpoint Subdivision, Phase I  
(Josela)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	No	No
Pavement and Curbs	Yes	No	No
Storm Sewers	Yes	No	No
Street Lights	No	No	n/a
Sidewalks	No	n/a	n/a
E. Detention Pond	Yes	No	No
W. Detention Pond	Yes	No	No

16. Public Improvement Permit Authorization - Southpoint Subdivision, Phase II  
(Josela)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	No	No
Pavement and Curbs	No	No	No
Storm Sewers	Yes	No	No
Street Lights	No	No	No
Sidewalks	No	n/a	n/a
Detention Basin	No	No	No
Floodway	No	No	No

17. Public Improvement Permit Authorization - Warnerview Estates, Phase I  
(Donato)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	Yes	No	No

18. Public Improvement Permit Authorization - Warnerview Estates, Phase II  
(Donato)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	n/a	n/a	n/a

STATUS REPORT ON UNFINISHED BUSINESS CONT'D.:

19. Rezone Petition - Adrian J. Andrusz  
On May 21, 1990, the Town Board set a public hearing on this matter for June 4, 1990.
20. Rezone Petition - Chestnut Oak Development Corp. (Mark Green)  
On November 20, 1989, the Town Board held a public hearing on this matter and reserved decision. On April 23, 1990, the Town Board held a SEQR hearing on this matter and adopted a negative declaration. On May 21, 1990, the Town Board approved this rezone. The Town Clerk was directed to remove this item from future Town Board agendas.
21. Rezone Petition - Donato Development, Inc. (Broadway at Steinfeldt)  
On May 21, 1990, the Town Board denied this rezone. The Town Clerk was directed to remove this item from future Town Board agendas.
22. Rezone Petition - Ted Kulbacki  
On April 23, 1990, the Town Board held a public hearing on this matter and reserved decision. On May 17, 1990 the petitioner withdrew his petition.
23. Rezone Petition - Lancastershire, Inc. (Broadway near Lancaster Country Club)  
On May 21, 1990, the Town Board set a public hearing on this matter for June 4, 1990.
24. Rezone Petition - Marrinaccio Concrete and Trucking (Ransom Road)  
On April 25, 1990, this matter was referred to the Planning Board for review and recommendation.
25. Rezone Petition - McGuire Group (Wehrle Drive)  
On May 7, 1990, the Town Board held a public hearing on this matter and reserved decision. On May 21, 1990, the Town Board held a SEQR hearing on this matter and tabled its decision.
26. Rezone Petition - Keith A. Wilkinson, Sr.  
On December 18, 1989, the Town Board held a public hearing on this matter and reserved decision. On March 19, 1990, the Town Board held a SEQR hearing on this matter and tabled their decision pending receipt of additional data from the petitioner.
27. Rezone Petition - Anthony Vona (S/S Walden Avenue near Stony Rd.)  
On May 21, 1990, this matter was referred to the Planning Board for review and recommendation.
28. State Contract Grant - 40 Clark Street Museum.  
Application for grant has been filed.
29. Subdivision Approval - The Crossings (Off Erie St.)  
Review of this subdivision is on hold pending determination of a conceptual north/south beltway right-of-way from Broadway to the New York State Thruway.

STATUS REPORT ON UNFINISHED BUSINESS CONT'D.

30. Subdivision Approval - East Brook Estates (Off Bowen Road)  
This matter awaits formal filing with the Town Clerk.
31. Subdivision Approval - Hidden Hollow (Off Green Meadow Drive)  
This matter awaits formal filing with the Town Clerk. On March 21, 1990, the Planning Board voted preliminary approval. On May 7, 1990, the Town Board adopted a SEQR negative declaration on this matter.
32. Subdivision Approval - Hillview Estates (Off Pleasant View Drive)  
This matter awaits formal filing with the Town Clerk. On March 21, 1990, the Planning Board voted preliminary approval. On May 7, 1990, the Town Board adopted a SEQR negative declaration on this matter.
33. Subdivision Approval - Lake Forest South (Off Lake Avenue)  
On December 18, 1989, a SEQR Negative Declaration was adopted. On February 5, 1990, the Town Engineer recommended conditional approval of this project. On December 16, 1989, the Planning Board recommended approval of this project.
34. Subdivision Approval - Liberty Square (Off William Street)  
On April 10, 1990 the developer tendered to the Town Clerk a subdivision filing fee of \$745.00. This matter is presently before the Planning Board. On May 7, 1990, the Town Board adopted a SEQR negative declaration on this matter.
35. Subdivision Approval - Parkridge (Off William Street)  
This matter awaits formal filing with the Town Clerk.
36. Subdivision Approval - Thruway Industrial Park (Off Gunville Rd.)  
On October 4, 1989, the Planning Board approved the site plan for this subdivision.
37. Subdivision Approval - West Warner Estates (Ogiony - Off Warner Road)  
On April 26, 1990, the developer tendered to the Town Clerk a subdivision filing fee of \$400.00. On March 21, 1990, the Planning Board voted preliminary approval. On May 21, 1990, the Town Board held a SEQR hearing on this matter and tabled its decision.
38. Subdivision Approval - Willow Ridge (Off Aurora)  
On August 7, 1989, a SEQR negative declaration was adopted. On February 22, 1990, the Planning Board recommended preliminary approval of this subdivision.
39. Subdivision Approval - Windsor Ridge Phase I (Off Lake Avenue)  
On May 3, 1990, the developer tendered to the Town Clerk a subdivision filing fee of \$880.00. On January 17, 1990, the Planning Board approved Phase I for this subdivision. On March 19, 1990, a SEQR negative declaration was adopted.

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STATUS REPORT ON UNFINISHED BUSINESS CONT'D.

40. Subdivision Approval - Woodgate (Josela - Off Aurora St.)  
On August 1, 1989, the developer tendered to the Town Clerk a subdivision filing fee of \$1350.00. On November 20, 1989 a SEQR negative declaration was adopted.
41. Traffic Survey - Speed Limit - Westwood Road  
On August 21, 1989, a petition from the residents of Westwood Road was presented to the Town Board and referred to the Chief of Police for review and recommendation.
42. Traffic Survey - No Passing Zone - Walden Avenue at Enterprise Drive-Ward Road Area  
On May 8, 1990, the Town Clerk requested the New York State DOT to establish this no passing zone in this area.

PERSONS ADDRESSING THE TOWN BOARD:

Robert Zichittella, 53 Country Place, spoke to the Town Board relative to wetlands within the proposed Woodgate Subdivision off Aurora Street.

Randy Dressel, 5011 William Street, asked that the drainage ditch under Lake Avenue from the Indian Pine Subdivision retention basin be cleaned.

Gloria Kubicki, 15 Maple Drive, spoke to the Town Board relative to the Town of Lancaster Police Department's role in the Village if the Village of Lancaster should abolish its police department.

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**COMMUNICATIONS****DISPOSITION**

510. Police Chief to Chairman, Planning Board - Site plan review: Medical Building, Genesee Street.	R & F
511. Police Chief to Chairman, Planning Board - No comments re: Wal-Chem Realty Corp.	R & F
512. Police Chief to Chairman, Planning Board - Comments re: Fox Valley Country Club.	R & F
513. Police Chief to Chairman, Planning Board - Comment re: Lancaster Landfill Site Plan.	R & F
514. Deputy Town Attorney to S. Townsend, Attorney - Comments re: NYS Uniform Fire Prevention and building codes with New Creation Fellowship Church.	R & F
515. Sumner, Hans & Associates to Town Clerk - Proposal to provide grant services to Town.	TOWN CLERK FOR RECOMMENDATION
516. Supervisor to State Legislators Miller, Johnson, Hinchey and Marino - Request their rejection of bills re: Mined Reclamation Law.	R & F
517. District Attorney, County of Erie to Supervisor - Request financial report re: asset forfeiture distribution.	R & F
518. Lancaster Village Clerk to Supervisor - Resolution in opposition to widening Broadway to four lanes through Historic District.	TOWN CLERK FOR RESOLUTION
519. Youth Bureau to Supervisor - Invitation to attend 3rd Annual Youth Hall of Fame award ceremony on 5/30/90.	R & F
520. Supervisor to Lancaster Women's Civic Club - Transmittal of lists of services provided by the Town and Village of Lancaster to the Village of Lancaster residents.	R & F
521. Lancaster Post No. 7275 to Town Board - Invitation to participate in Memorial Day events on 5/28/90.	R & F
522. Supervisor to Depew Village Mayor - Comments and concerns re: Walden Business Centre.	R & F
523. Supervisor to Village of Lancaster Police Benevolent Assoc. Rejection of request for a meeting with the Town Board and the Village of Lancaster PBA.	R & F
524. Town Engineers to ECDEP - Transmittal of inspection and testing reports re: sewer rehab. project.	R & F
525. Town Engineers to ECDEP - Transmittal of records drawings re: sewer rehab. project.	R & F
526. <u>Perspective</u> - Article entitled "Anti-growth fervor hammers developers".	R & F
527. Town Engineers to Town Board - Comments re: Southpoint and Forestream Village Subdivisions - waterline interconnect.	R & F

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COMMUNICATIONS CONT'D.DISPOSITION

528. NYS Off. of Parks, Recreation and Historic Preservation to Vincent Stallone - Results of review of the Lancaster Historical Museum project.	R & F
529. Solid Waste Coordinator to Northeast Board Members - Transmittal of agreement and lease with the ECIDA re: the recycling facility in Depew.	R & F
530. Larry Blair and Dan Fliss to Town Board - Report on attendance at the 1990 Nat'l Hazardous Materials Response Team Teams Conference.	R & F
531. Town Board Proclamation- Proclaims week of 5/20-27/90 as "Disabled American Veterans Forget-Me-Not Week".	R & F
532. Town Clerk to News Media - Notice of SEQOR meeting to be held 5/21/90.	R & F
533. Town Line V.F.D. to Town Board - Notice of two new members added to roster.	R & F
534. Association of Towns Notes - "Legislative Budget Alert".	R & F
535. Highway Supt. to Town Board - Request authorization to have one summer help applicant begin work on 6/4/90.	R & F
536. ECWA to Town Clerk - Invitation to informal dinner meeting on 5/23/90 in Cheektowaga.	R & F
537. NYSDOT to Town Clerk - Notice of acceptance of completed work on 4/30/90 re: Transit Rd. reconstruction project.	R & F VIRGIL PAUL
538. Robert J. Miller & Associates to Town Clerk - Proposal to provide grant services to Town.	TOWN CLERK FOR REPORT
539. Town Attorney to L.J.D. Associates - Re: West Warner Estates.	R & F
540. Police Chief to Chairman Planning Board - Review of Advanced Thermal Systems Site Plan.	R & F
541. Dept. of Public Works, Erie County to Supervisor- Hall Road, between Ransom Road and it westerly terminus 0.3+ mile west of Bowen Road.	VIRGIL PAUL
542. Depew Village Attorney to Supervisor - Concerns regarding abolishing of Village of Lancaster Police Department.	R & F
543. Twin District Vol. Fire Co. to Town Clerk - Addition and deletion of firefighters to to Twin District Vo. Fire Co.	R & F
544. M. Green, Chestnut Oak Devel. to Town Board - Re: Chestnut Oak Development Corp. Rezone Ridge Crest Condominium B.	R & F TOWN ATTORNEY
545. NY Land Institute to Supervisor - 1990 Spring Programs, Techniques for Open Space Preservation.	R & F
546. Lancaster Historical Society to Supervisor - Request permission to conduct Geranium Sale 5/18 and 5/19/90 in front of Town Hall.	R & F

COMMUNICATIONS CONT'D.DISPOSITION

547. McIntosh & McIntosh to Federal Emergency Management Agency - Re: Foreststream Village Flood Plain amendment.	R & F
548. Northeast Communities Solid Waste Management Bd. to Northeast Board Members - Monthly Meeting - Agenda.	R & F
549. Supervisor to Michael Salvatore - Pratt & Huth Regarding proposed Hillview Estates and Hidden Hollow Subdivisions.	R & F
550. NYS Dept. of Environmental Conservation to Mayor of Depew - Concerns about proposed Uniland/Walden Business Center cc to Supervisor.	R & F
551. County of Erie, Dept. of Health to Supervisor - Regarding waterline extension in Hidden Hollow Subdivision.	R & F
552. NYS Dept. of Environmental Conservation to Supervisor - Regarding Lead Agency Status for Skilled Nursing Home - Wehrle Drive.	R & F
553. County of Erie, Dept. of Health to Supervisor & Town Board - Approval of plans for Willow Ridge Subdivision water line.	R & F
554. Town Planning Board to Town Board - Minutes of Meeting.	R & F
555. Supervisor to Judge Goldstein - Re. case 31171/Depew, Lancaster & Western Railroad Co., Inc.	R & F
556. Town Planning Board to Town Board - Recommend site plan approval, Wholesale Transmission, Walden Ave.	R & F
557. Town Planning Board to Town Board - Recommend site plan approval, O & B TV.	R & F
558. Town Planning Board to Town Board - Recommend site plan approval - Advanced Thermal Systems.	R & F
559. Town Planning Board to Town Board - Recommend site plan approval - Stony Brook Subdivision.	R & F
560. Town Planning Board to Town Board - Recommend site plan approval - L.F.G. Energies.	R & F
561. Blase P. Palumbo to Town of Lancaster - Withdrawl of rezone Petition Como Park Heights subdivision.	R & F
562. Supervisor to David Brown - Request Authorization for travel.	MILLER/KWAK TOWN CLERK FOR SUSPENDED RESOLUTION.
563. State of NY Dept. of Transportation to Supervisor - Review of proposed Plaza Northeast corner of Broadway & Steinfeldt.	R & F
564. Tri State Safety Consultants to Highway Superintendents - Programs to train commercial drivers.	R & F

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|--|-------|
| 565. NYSSCLA's 41st Conference to Supervisor -<br>Regarding tentative program highlights.            | R & F |
| 566. Supervisor to Malcolm Francis -<br>Transmittal of assessment complaint<br>at 72 Hinchey Avenue. | R & F |
| 567. Supervisor to County Health Dept. -<br>Request health permit for Keysa<br>wading pool.          | R & F |
| 568. Lancaster Historical Society to Town Board<br>Regarding Financial Statements.                   | R & F |
- Supervisor Keysa requested a suspension of the necessary rule for immediate consideration of the following communications -  
SUSPENSION GRANTED.
- |  |                              |
|--|------------------------------|
| 569. County Health Dept. to Edward Van Kuren -<br>Re: Water supply, proposed Liberty Square Sub.   | R & F                        |
| 570. Mark Green, Pres. Chestnut Oak Devel. Corp. to<br>Town Board -<br>Chestnut Oak Development Corp. Rezone<br>Ridge Crest Condominium B. | R & F<br>TOWN ATTORNEY       |
| 571. Safety Management Services to Supervisor -<br>Proposal for OSHA Lockout/Tagout Compliance<br>Program.                                 | TOWN CLERK FOR<br>RESOLUTION |
| 572. Police Chief to Supervisor -<br>Gas pumps; high school bus garage.  | PUBLIC SAFETY<br>COMMITTEE   |
| 573. Assoc. of Erie County Gov't to Supervisor -<br>Minutes for meeting April 26, 1990 and<br>Meeting notice for May 24, 1990.             | R & F                        |
| 574. Town Engineer to Town Board -<br>Chestnut Oak Develop. Corp. Rezone,<br>Ridge Crest Condominiums; File No. 2178B.                     | R & F                        |
| 575. County Health Dept. to Supervisor -<br>Keysa Park Wading Pool request for fill-and-<br>draw basis during 1990 summer season.          | RECREATION COMMISSION        |
| 576. NYS Div. of Equal. & Assess. to Supervisor -<br>Premature notices concerning the Board of<br>Assessment Review (BAR).                 | R & F                        |
| 577. Warren Delzer to Bee Newspapers -<br>Re: letter to newspaper on subject of the<br>abolishment of village police force.                | R & F                        |

ADJOURNMENT

ON MOTION OF COUNCILMAN CZAPLA, AND SECONDED BY THE ENTIRE TOWN BOARD AND CARRIED, the meeting was adjourned at 10:10 P.M. out of respect to:

JOSEPH NATALIZIA

SIGNED

*Robert P. Thill*  
Robert P. Thill, Town Clerk

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